

Amendment No. 3 to HB0804

Jones S
Signature of Sponsor

AMEND Senate Bill No. 1267

House Bill No. 804*

by deleting subsection (a) of the amendatory language of Section 1 of the bill and substituting instead the following:

(a) If a parent has been granted court-ordered visitation with that parent's minor child or children, and if that parent has been called to active duty military service and such active duty service requires the parent to be out of the state for a period of at least ninety (90) days, then that parent may petition the court with jurisdiction of the order granting visitation for a modification of that order for the temporary assignment of that parent's visitation rights to a legal or biological relative or relatives if the child and such relative maintained a significant existing relationship for a period of twelve (12) months or more immediately preceding the petition. For the purposes of this section, a significant existing relationship shall have the same meaning given in § 36-6-306(b)(2). The petition shall state the relative or relatives that the parent is requesting to maintain contact with the child during the parent's absence and shall include a proposed visitation schedule with such relative or relatives. The petitioner shall also provide the court with affidavits from such relative or relatives indicating their knowledge of the petition and their willingness to exercise all or a portion of the parent's visitation during the parent's absence.